

12/8/05-Final

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ROANOKE CALENDAR - DECEMBER 8 , 2005

(The Honorable Ross W. Krumm Presiding)

Hearings by Video Conference

(Start _____ Recess _____ / _____ Stop _____ Trials: _____ Proceedings: _____)

3:00 P.M.

2-Way Video Connection Roanoke/Harrisonburg

Attys:	Debtors:	Case Nos.:	Trustees:
Giles	CAROLIN HAMMOND Motion to Dismiss Case for Substantial Abuse 707(b) filed 8/22 #13 by UST(Cosby) <u>Response</u> by debtor #30	05-72115	Krippendorf/SO
M Giles	JOHN D ROTHERT (<i>continued P/T conference</i>) AP 05-7010: Recover Money/Property - <i>contd from 4/7 & 7/5</i> Roy V. Creasy, Trustee (Maxwell) v. debtor & Debra K. Foltz <i>Ord ent 3/23 approves Raymond Beebee pro hac vice for defendant Debra Foltz</i>	04-1498	Creasy/NS
Delafield	DEBORAH TINGLER Mod plan filed 7/13; # 28 , 29 Trustee Report and Show Cause #25 Supplemental Trustee Report and Show Cause #31 <i>Debtor brief in support of Confirmation #34</i>	05-72235	Connelly/AF
Krippendorf	JOSEPH & NANCY FLESHMAN Plan filed 6/30; # 3, 6 Trustee report and Show cause #12	05-72523	Connelly/S
Krippendorf	ANGELA FLEISHER Motion for Co-Debtor Relief filed 11/16 #23, 26 Citifinancial Auto Corp (Zimm)	05-73412	Connelly/SO
Delafield	STEPHEN AND CHARLENE WHEELER UST Motion to Extend Issuance of Discharge #43 (Guzinski)	05-72947	Allen/JJ

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P Brown	JOYCE BRADFORD Trustee Motion to Dismiss Case filed 8/1 #38,39 OBJ: filed 8/22 #42	03-02843	Connelly/JJ
Brown	WAYNE DIVERS Plan filed 7/6; # 19 , conf ntc #5 Motion to Extend Time to file amended plan <i>with cert of service</i> #34 Trustee report and show cause #28 Objection filed 7/7 # 22 by Branch Banking & Trust (Kirkpatrick) Motion for Relief filed 7/5 by BB&T; #10, #11, 17 Motion for Relief from Co-Debtor Stay filed 7/5 by BB&T; #13, 18 Answer filed 7/11 #27 Motion to Dismiss Case With Prejudice filed 7/5 by BB&T; #15	05-72414	Connelly/VS
P. Brown	JULIE HAMPTON Amended Plan #55, 56,60 Trustee Motion to Dismiss or Convert case #52 <i>cont from</i> 9/6	03-04752	Connelly/SJ
Magee	JAMES WINGO, SR. Trustee Motion for Turnover Order #29,30, 33	05-70711	McLean/SO
Magee McLean	KGG, LLC et als Gregg Kuhn (04-74226) <i>Joint administration w/KGG 04-74550</i>	04-74550	DIP/SJones

***Pre-Trial Conference and further hearing regarding the Estate Tax Claims**

*Omnibus Objection of Burnt Chimney Properties, Inc. To Certain Filed and Scheduled Claims (Beck) filed 7/14; #279
Opposition Response by Burnt Chimney Properties_#330

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Pro se	MELVIN AND MONICA JONES AP 05-07368; 435 (Validity/Priority/Extent Lien) Debtor (pro se) vs NC Dept of Child Support through VA Division of Child Support Enforcement (<i>amended summons issued 10/21/05</i>) <u>Answer #14</u>	05-72706	Creasy/JM
Foster	CHRISTOPHER SWEENEY Motion to Extend Issuance of Discharge and Deadline for Motions to Dismiss filed 7/25 #16 (Guzinski) <i>cont'd from 11/10 #21</i>	05-71808	Allen/SO
Hale	PEGGY ALLENE BOSTIC AP 05-07369: 424 (Obj/revocation discharge 727) UST (Cosby) vs Debtor (<i>summons issued 10/26</i>) <i>12/8 Hale contacted Chambers; Motion to continue P/T to 2/9 @3:00 PM to be filed</i>	05-07369	Connelly/SL
Palmer	MICHAEL AND ALICIA WILSON Motion to Extend Deadline to File Schedules/required information #9	05-74190	Connelly/NS
Palmer	DAVID ARGABRIGHT Plan filed 8/8; #2 Trustee Report and Show Cause #11	05-72970	Connelly/LM
Shrader	TAMMRA CASTOR Motion for Relief filed 10/27 #7,8,10 by Green Tree Servicing, LLC (Bierman) <i>12/7 fax from Bateman's office advised due to no response they will be submitting a default order within 10 days.</i>	05-74499	McLean/NS
Beck/ Pearl	P.A. PLYMOUTH AP 05-07118; 454 Recover Money/Property Debtor vs Forest City Graphics, Ltd. AP 05-07123; 454 Recover Money/Property Debtor vs Overnight Transportation Company (AP 05-07126; 454 Recover Money/Property Debtor vs Xpedx & International Paper Co.()	03-03350	DIP/SJ

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T. Giles	ARTHUR & STEPHANIE MCCOY Motion for Relief w/MidFirst Bank (Zimm) filed 11/02 #6, 7, 8, 9, 10, 11 <u>Response #13</u>	05-75649	Allen/JJ
Jernigan	DAVID GARVIN VOSS Amended Motion to Extend Deadline to File Schedules or Provide Required Info #14 <i>proposed order tendered to CMOrders</i>	05-75755	Connelly/SJones
Jernigan	ALEXANDER KOLOZVARY Amended Motion to Extend Deadline to File Schedules or Provide Required Info #12 <i>proposed order tendered to CMOrders</i>	05-75691	Connelly/NS
Jernigan	SHERRY LOU LUCAS Amended Motion to Extend Deadline to File Schedules or Provide Required Info #12 <i>proposed order tendered to CMOrders</i>	05-75690	Connelly/NS
Hart/Palmer	ERNEST FOWLER Motion to Suspend Payments #41	02-03773	Connelly/LM
Hart/Shelor	THOMAS & JEANETTE COLLISI Motion to Incur Debt #68 Trustee's Motion to Dismiss or Convert Case #67 <i>cont'd from 11/15 #73</i> Motion for Relief #61,64 by Option One Mortgage Corp (Bierman) Answer filed 10/13 #65 <i>cont'd from 11/10 #70</i>	04-02498	Connelly/NS
Shelor	RICHARD AND SANDRA COLLINS Affidavit of Breach #62 by Washington Mutual Bank to Order on Motion for Relief #49 (Stewart) OBJ: by Debtor #63	04-00126	Connelly/VS

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Shelor	MICHAEL & LISA MCGRAW (P/T Conference) Motion of U. S. Trustee for Dismissal for Substantial Abuse - preliminary hearing, filed 3/18; # 10, 11,12, 13 – <u>Answer</u> filed 5/4 #14	04-75134	Vogel/AF
Palmer	DANIEL NOBLETT Amended Plan #17 <i>cont'd from 11/16 #38</i> Motion for Relief from Co-Debtor Stay, Motion for Relief from Stay #25,27 filed by Wells Fargo Bank (Jaffe) Answer #28	05-72628	Connelly/S
Palmer	VERNON AND KIMBERLY SUITER Motion for Relief #53,57 filed by Mortgage Electronic Systems, Inc. (Sasser) <u>Answer</u> #60 <i>cont'd from 11/15 #63</i>	03-04911	Connelly/SO
Krippendorf	TERRY BECKNER Motion for Relief with Vanderbilt Mortgage and Finance, Inc. (Maxwell) #65, 66, 67 <u>Response</u> by debtor #69	04-01095	Connelly/NS
Szathmary	SY AND ANNE BOHON Motion for Relief filed by Homecomings Financial Network (Sasser) #45,49 with motion and order to extend the stay #47, 48 <u>Response</u> #51	02-03210	Connelly/SO
Szathmary	RAS SOLOMON-TAFARI Motion for Relief #6 filed by Regions Mortgage, Inc. (Stewart) <u>Response</u> #13 <i>cont'd from 11/10 #16</i>	05-73972	Allen/LM
M. Giles	DOELLE CECACI Motion for Relief with Mortgage Electronic Registration Systems, Inc. (Sasser) #10, 11, 12, 13, 14	05-74382	Connelly/GR
T. Giles	ELIJAH & JESSICA CARTER Motion for Relief with Mortgage Electronic Registration Systems Inc (Sasser) #6, 7, 8	05-75659	Allen/SJones

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Krippendorf	ANTHONY PINTO	05-75419	McLean/VS
	Motion for Relief from Stay and Co-Debtor Stay with Washington Mutual Bank FA (Cromwell) #6, 7, 8 <u>Response</u> by debtor #10		
Hart/Palmer	MICHELLE LAFON	05-70772	Connelly/LM
	Motion for Relief with Chase Manhattan Mortgage Chase Home Finance LLC (Wood) #66, 67 <u>Answer</u> #73		
	Motion for Co-Debtor Relief with Chase Manhattan Mortgage Chase Home Finance, LLC #68, 72 <i>if no objections order self-executing</i>		
	<i>Note: Confirmation on 2nd Amended Plan scheduled 1/11 @9AM</i>		
Lowman	COAGLE VAN GRAVLEY	05-75355	Connelly/SJ
	Motion for Relief filed by Mortgage Electronic Registration Systems, Inc. #7 (Sasser)		
Lowman	MARTHA SUE SMITH	05-75594	Vogel/NS
	Debtor First Motion to Dismiss Case #12		
Moses	AMY COMPTON	04-01384	Krippendorf
	A/P 05-07136: 454 (Recovery Money/Property) <i>Pre-Trial cont'd to 1/5/06 at 3 p.m. #10</i> Trustee vs Debtor and David Helms <i>Order to Show Cause (Moses) for failure to appear at the 11/10 P/T hearing #10 and continue the P/T on 1/5 @3PM</i>		
Goldstein	MOTEL INVESTMENTS' OF CHRISTIANBURG LLC	03-01733	DIP/AF
	<i>Possible show cause why this case should not be converted or dismissed for failure to pay quarterly fees and Application for Final Decree by 9/30/05 per order entered 8/26 #221</i> Re: Motion to Compel Fees, Reports and Final Decree filed 7/22 #219 by UST (Garber) and heard on 8/25/05 Motion for Final Decree #224 <i>proposed order in CMOrders</i> <u>Obj:</u> by IBM Credit Corporation #230, <i>amended objection</i> #232 <i>All matters cont'd from 11/10 #228</i>		

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Gillis	WILLIE AND LANSING ALEXANDER Motion to Dismiss Case for Substantial Abuse 707(b) filed 8/22 #9 by UST(Cosby) <i>Cont from 11/10</i>	05-72078	Krippendorf/LM
Gillis	OAKLEY RICHARDSON Order to Appear and Show cause (A Gillis) failure to file pleading via court's electronic filing system #8	05-74995	Goldstein/NS
Gillis	MARY HILL Order to Appear and Show cause (A Gillis) failure to file pleadings via court's electronic filing system <i>cont'd from 11/10 #11</i>	05-74990	Goldstein/NS
Gillis	BILLY JOE AND KAY MEADOWS Order to Appear and Show cause (A Gillis) failure to use file pleading via court's electronic filing system. #5	05-74998	Goldstein/NS
Gillis	CARL BOWERS, SR. (<i>Cont P/T conference</i>) A/P 05-07084: 424 (Obj Revocation Discharge 727) <i>pre-trial cont'd from 11/10 #14</i> UST (Garber) vs Debtor	05-72077	Krippendorf/LM
Gillis	WILLIAM AND PAMELA BARTON Show Cause for failure to submit documents by Court's ECF filing system	05-74996	Goldstein/NS
Palmer	CARROLL SHIVERS, JR. Motion to Compel Debtor to Reschedule/Reclassify Unsecured Non-Priority Claim #26, 27 by Kelli Harms (Magee) <u>Answer: #36</u>	05-72412	Allen/SO
T. Giles	HERBERT & PATRICIA WORNER Motion for Relief with Branch Banking & Trust (Kirkpatrick) #6, 7, 8, 9 amended #11 Amended Motion for Relief #11 (<i>to correct property description</i>) Motion to Amend Motion for Relief #14 (Kirkpatrick)	05-74344	McLean/JJ
Hart/Shelor	RICHARD HARRISON Motion for Relief w/Member One FCU (J. Patterson) #101, 102, 103, 104 <u>Answer #105</u>	03-03458	Connelly/SJones

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M. Giles KADEE NADYA LYNCH 05-75054 Goldstein/SJones
Motion for Relief with Citifinancial Auto Corporation (Higgs) #7, 8, 9,

M. Giles DARRYL & TRINA HODGES 05-74178 Creasy/LM
Motion for Relief with Option Once Mortgage Corp (S. Wood) #6
Response #11

Order Circulating per phone call 12/07

Krippendorf DEBRA BROWN 04-74979 Connelly/LM
Motion for Relief with SunTrust Mortgage, Inc. (M. Barry) #21, 22, 23
Response by debtor #25

RESOLVED; ORDER TO BE TENDERED WITHIN 10 DAYS

Shelor JAMMIE & JANET SMITH 05-73199 Connelly/NS
Motion for Relief with CitiMortgage, Inc. (S. Wood) #19, 20, 21, 22
Response by debtor #24

Agreed Order Circulating per 12/7 phone call

M. Giles JAMES & APRIL MOORE 05-71253 Connelly/SJones
Motion for Relief with ABN AMRO Mortgage Group, Inc. (T. Stewart) #14, 15, 16, 17
Response by debtor #19

M. Giles WILLIAM & ILENE STUCKWISCH 05-73268 Connelly/SL
Motion for Relief with DaimlerChrysler (Higgs) #28, 29, 30, 31, 32
Response #31

Krippendorf ANGELA TOLLEY 05-72758 Connelly/SJones
Motion for Relief with Citimortgage, Inc. And Federal National Mortgage Association
(S. Wood) #38, 39, 41,45
Response by debtor #49

Agreed Order Circulating per 12/7 phone call

M. Giles RITA BROWN BURKES 05-70670 Connelly/LM
Motion for Relief with Beneficial Mortgage Co. Of VA (Zimm) #21
Response by debtor #26

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Hileman	DARRELL WAYNE GRAVES	05-75235	McLean/AF
	Motion for Relief with Vanderbilt Mortgage and Finance, Inc. (Maxwell) #6,7, 8		

M. Giles	JOSEPH & MARSHA NAYLOR	05-75674	Connelly/ LM
	Motion for Relief with Nissan Motor Acceptance Corp (VanBeck) #18		

Per phone call 12/8 - CONSENT ORDER TO BE TENDERED

Shankman	LARRY AND LISA FERRELL	04-03549	Connelly/JJ
	Motion to Suspend Payments #46		